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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ARMANDO CHAVEZ,

Defendant.

CASE NO. 1:20-CR-00218-JLT-SKO

STIPULATION TO VACATE TRIAL AND
STATUS CONFERENCE AND SET CASE FOR
CHANGE OF PLEA; ORDER THEREON

Court: Hon. Sheila K. Oberto

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for a status conference on November 30, 2022, and a jury trial on February 21, 2023.

2. By this stipulation, defendant now moves to vacate the status conference and the trial and to **set the case for a change of plea hearing on February 3, 2023 at 9:00 a.m.** before the Hon. Jennifer L. Thurston. The proposed change of plea date represents the earliest date that counsel are available, taking into account counsels' schedules, defense counsels' commitments to other clients, and the court's available dates for a change of plea hearing. No time exclusion is necessary, as time has been excluded through the currently set trial date.

3. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

1 IT IS SO STIPULATED.

2 Dated: November 21, 2022

PHILLIP A. TALBERT
United States Attorney

4 By: /s/ JUSTIN J. GILIO
JUSTIN J. GILIO
Assistant United States Attorney

7 Dated: November 21, 2022

/s/ Dan Harralson
Attorney for Defendant Armando Chavez

10 **ORDER**

11 For the reasons set forth in the parties' stipulation, the status conference and trial dates
12 previously set shall be vacated and a change of plea hearing be set on February 3, 2023 at 9:00 a.m.
13 before the Hon. Jennifer L. Thurston.

15 IT IS SO ORDERED.

16 Dated: **November 22, 2022**

/s/ Eric P. Grogan
UNITED STATES MAGISTRATE JUDGE